

CARL J. ORESKOVICH, WSBA #12779  
ETTER, McMAHON, LAMBERSON,  
VAN WERT & ORESKOVICH, P.C.  
618 West Riverside Avenue, Suite 210  
Spokane, WA 99201  
(509)747-9100  
(509)623-1439 Fax  
Email: carl@ettermcmahon.com

*Attorney for Defendant Chelsey Ann Murphy*

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,  
  
Plaintiff,

vs.

CHELSEY ANN MURPHY,  
  
Defendant.

No. 2:22-CR-00045-TOR

**DEFENDANT'S SENTENCING  
MEMORANDUM**

Sentencing Hearing:

August 3, 2023 at 9:30 a.m.

COMES NOW, Defendant Chelsey Ann Murphy, by and through her attorney of record, Carl J. Oreskovich of Etter, McMahon, Lamberson, Van Wert & Oreskovich, P.C., and hereby respectfully submits the following Sentencing Memorandum.

The Defendant is a 32-year-old, single mother of two children, ages 11 and 10 respectively. She obtained a GED certificate in 2010 and holds a Certified

1 Nursing Certificate. She is unemployed and has not seen her children for many  
2 months due to her incarceration.  
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5 The Defendant takes no issue with the offense conduct set forth in the  
6 presentence investigation. She readily admits her involvement in the offenses  
7 and importantly admits her long standing battle with methamphetamine  
8 addiction. At sentencing, she will advise the Court that her participation in the  
9 offenses was for the purpose of obtaining funds to satisfy her drug addiction.  
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13 The Defendant's base offense level is 6, she has no criminal history points,  
14 and a sentencing range of 0 to 6 months. Notably, the Defendant has already  
15 served nearly eleven months incarceration, plus one month in inpatient drug  
16 treatment. She was originally arrested on August 12, 2022, and released to  
17 inpatient treatment on November 15, 2022. On December 14, 2022, the Court  
18 allowed the Defendant to reside at her family home pending trial. The  
19 Defendant violated the conditions of her release by failing to reside at her  
20 mother's residence and failing to submit to several random urine analysis. The  
21 reason for her violation was simply her relapse with methamphetamine use and  
22 addiction. She was arrested again on February 13, 2023, and has been  
23 continuously incarcerated until the date of sentencing on August 3, 2023.  
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1       The Defendant enjoys a good relationship with her mother and has a  
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3 permanent residence available for her. Unfortunately, she battles a significant  
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5 methamphetamine addiction problem and requests that this Court impose the  
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7 conditions recommended in the Presentence Investigation Report and impose  
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9 substance abuse evaluation and treatment. She is desirous of becoming clean  
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11 and sober and knows that to be successful she must strictly adhere to a treatment  
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13 plan and protocol. The Defendant requests that the Court give her credit for the  
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15 significant amount of jail time she has already served, which is nearly twice the  
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17 high end of the sentencing range. She requests that the Court release her  
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19 immediately after sentencing to reside at her mother's home and to begin Drug  
20  
21 treatment anew.

22       RESPECTFULLY SUBMITTED this 20<sup>th</sup> day of July, 2023.

23                   ETTER, McMAHON, LAMBERSON,  
24                   VAN WERT & ORESKOVICH, P.C.

25                   By: /s/ Carl J. Oreskovich

26                   Carl J. Oreskovich, WSBA #12779

27                   Attorney for Chelsey Ann Murphy  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the date indicated herein, I caused a true and correct copy of the foregoing to be filed with the Clerk of the Court using the CM/ECF System, which will send notification of such to all attorneys of record.

EXECUTED this 20<sup>th</sup> day of July, 2023 in Spokane, Washington.

By: /s/ Jodi Dineen

Jodi Dineen